

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

-----X  
Jonny Osmar Reyes Obando, *on behalf of himself  
and others similarly situated in the proposed FLSA  
Collective Action,*

*Plaintiff,*

*- against -*

AMD Food Corp., Sunshine Food Corp., and  
Asmatullah Tokhie,

*Defendants.*

-----X

Case No.: 1:23-cv-01681-LDH-  
SJB

**REQUEST FOR ENTRY OF  
DEFAULT**

Plaintiff Jonny Osmar Reyes Obando (the “Plaintiff”), by and through the undersigned attorneys, Levin-Epstein & Associates, P.C., respectfully requests that the Clerk of the Court enter the default of Defendant Asmatullah Tokhie (the “Defaulting Defendant”) pursuant to Rule 55(a) of the Federal Rules of Civil Procedure, for failure to plead or otherwise defend, as more particularly set forth in the annexed affirmation of Jason Mizrahi, Esq. A Clerk’s Certificate is enclosed herewith.

Dated: New York, New York  
April 3, 2023

Respectfully submitted,

By: /s/ Jason Mizrahi  
Jason Mizrahi  
Levin-Epstein & Associates, P.C.  
60 East 42<sup>nd</sup> Street, Suite 4700  
New York, New York 10165  
Tel: (212) 792-0048  
Email: Jason@levinepstein.com  
*Attorneys for the Plaintiff and proposed FLSA  
Collection Action Plaintiffs*